

Attorney Docket No. 7510.192US/yvo

MERCHANT &amp; GOULD P.C.

United States Patent Application

## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **PROCEDURE IN CONJUNCTION WITH MAKING A TELECOMMUNICATION CALL AND A TELECOMMUNICATION TERMINAL ARRANGEMENT**

The specification of which

a. ☐ is attached hereto

b. ☒ was filed on 19 July 1999 as application serial no. and was amended on (if applicable) (in the case of a PCT-filed application) described and claimed in international no. PCT/FI97/00703 filed 17 November 1997 and as amended on (if any), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

a. ☒ no such applications have been filed.

b. ☐ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)
ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

I hereby appoint the following attorney(s) and patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Albrecht, John W.  
Anderson, Gregg I.  
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Batzli, Brian H.  
Beard, John L.  
Black, Bruce E.  
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Larson, James A.

Reg. No. 40,481  
Reg. No. 28,828  
Reg. No. 42,264  
Reg. No. 32,060  
Reg. No. 27,612  
Reg. No. 11,622  
Reg. No. 17,426  
Reg. No. 34,130  
Reg. No. 32,404  
Reg. No. 25,959  
Reg. No. 33,227  
Reg. No. 39,634  
Reg. No. 30,247  
Reg. No. 26,652  
Reg. No. 25,968  
Reg. No. 34,994  
Reg. No. 40,579  
Reg. No. 36,414  
Reg. No. 42,157  
Reg. No. 28,707  
Reg. No. 20,187  
Reg. No. 39,667  
Reg. No. 37,830  
Reg. No. 40,620  
Reg. No. 44,123  
Reg. No. 26,896  
Reg. No. 38,472  
Reg. No. 18,223  
Reg. No. 41,804  
Reg. No. 33,112  
Reg. No. 29,165  
Reg. No. 31,838  
Reg. No. 42,668  
Reg. No. 39,721  
Reg. No. 34,196  
Reg. No. 37,160  
Reg. No. 33,924  
Reg. No. 21,197  
Reg. No. 31,535  
Reg. No. 36,848  
Reg. No. 44,197  
Reg. No. 38,946  
Reg. No. 40,443

Lasky, Michael B.  
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Marschang, Diane L.  
McDonald, Daniel W.  
McIntyre, Iain A.  
Mueller, Douglas P.  
Nelson, Albin J.  
Pauley, Nicholas J.  
Pauly, Daniel M.  
Phillips, John B.  
Plunkett, Theodore  
Pytel, Melissa J.  
Reich, John C.  
Reiland, Earl D.  
Rittmaster, Ted R.  
Schmaltz, David G.  
Schuman, Mark D.  
Schumann, Michael D.  
Scull, Timothy B.  
Sebald, Gregory A.  
Skoog, Mark T.  
Soderberg, Richard  
Storer, Shelley D.  
Sumner, John P.  
Sumners, John S.  
Swenson, Erik G.  
Tellekson, David K.  
Trembath, Jon R.  
Underhill, Albert L.  
Vandenburgh, J. Derek  
Vradenburgh, Anna M.  
Welter, Paul A.  
Wahl, John R.  
Whipps, Brian  
Wickhem, J. Scot  
Williams, Douglas J.  
Win, Jonelle  
Wood, William J.  
Xu, Min S.  
Zeuli, Anthony R.

Reg. No. 29,555  
Reg. No. 40,066  
Reg. No. 40,701  
Reg. No. 36,204  
Reg. No. 35,600  
Reg. No. 32,014  
Reg. No. 40,337  
Reg. No. 30,300  
Reg. No. 28,650  
Reg. No. P-44,999  
Reg. No. 40,123  
Reg. No. 37,206  
Reg. No. 37,209  
Reg. No. 41,512  
Reg. No. 37,703  
Reg. No. 25,767  
Reg. No. 32,933  
Reg. No. 39,828  
Reg. No. 31,197  
Reg. No. 30,422  
Reg. No. 42,137  
Reg. No. 33,280  
Reg. No. 40,178  
Reg. No. P-43,352  
Reg. No. P-45,135  
Reg. No. 29,114  
Reg. No. 24,216  
Reg. No. P-45,147  
Reg. No. 32,314  
Reg. No. 38,344  
Reg. No. 27,403  
Reg. No. 32,179  
Reg. No. 39,868  
Reg. No. 20,890  
Reg. No. 33,044  
Reg. No. 43,261  
Reg. No. 41,376  
Reg. No. 27,054  
Reg. No. 41,980  
Reg. No. 42,236  
Reg. No. 39,536  
Reg. No. P-45,255

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Merchant & Gould P.C. to the contrary.

Please direct all correspondence in this case to Merchant & Gould P.C. at the address indicated below:

Merchant & Gould P.C.  
3100 Norwest Center  
90 South Seventh Street  
Minneapolis, MN 55402-4131

I hereby declare that all statements made hereon by my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name PULMALAINEN	First Given Name Taina	Second Given Name Tuulikki
0	Residence & Citizenship	City Oulu	State or Foreign Country Finland	Country of Citizenship Finland
1	Post Office Address	Post Office Address Imantie 3 F 38	City Oulu	State & Zip Code/Country FIN-90560/ Finland
Signature of Inventor 201:			Date:	
Taina Pulmalainen			27.07.1999 Oulu	

Finland

**§ 1.56 Duty to disclose information material to patentability.**

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;

or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application;

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

## INSTRUCTIONS

## INDEPENDENT INVENTOR

## VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(b)) - INDEPENDENT INVENTOR

Insert title of application

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled PROCEDURE IN CONJUNCTION WITH MAKING A TELECOMMUNICATION CALL AND described in

Check one,

fill in if (b)

or c)

## A TELECOMMUNICATION TERMINAL ARRANGEMENT

a) ☐ the specification filed herewith.b) ☐ application serial no. \_\_\_\_\_ filed \_\_\_\_\_c) ☐ patent no. \_\_\_\_\_ issued \_\_\_\_\_d) ☒ non-provisional application, serial number 09/341,817, filed July 19, 199

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

Check one

a) ☐ no such person, concern, or organizationb) ☒ persons, concerns or organizations listed below

NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

If "b", insert owners

NAME HELP SET OY; Irmantie 3 F 38, FIN-90560 Oulu, Finland

ADDRESS \_\_\_\_\_

a) ☐ INDIVIDUALb) ☒ SMALL BUSINESS CONCERNc) ☐ NONPROFIT ORGANIZATION

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

a) ☐ INDIVIDUALb) ☐ SMALL BUSINESS CONCERNc) ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereof, or any patent to which this verified statement is directed.

Insert each inventor

NAME OF INVENTOR Taina Puumala

NAME OF INVENTOR \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

Sign

Signature of Inventor Taina Puumala

Signature of Inventor \_\_\_\_\_

Signature of Inventor \_\_\_\_\_

Date

Date 27.07.1999

Date \_\_\_\_\_

Date \_\_\_\_\_

121932

## INSTRUCTIONS

## SMALL BUSINESS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**  
**37 CFR 1.9(f) AND 1.27(c) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- Check one ☐ a) ( ) the owner of the small business concern identified below:  
☐ b) ( ) an official of the small business concern empowered to act on behalf of the concern identified below:

Insert company  
name and  
address

NAME OF CONCERN: HELP SET OYADDRESS OF CONCERN: Irmanitie 3 F 38FIN-90560 Oulu, Finland

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

Insert title of  
application,  
inventor's  
names

- I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled PROCEDURE IN CONJUNCTION WITH MAKING A TELECOMMUNICATION by inventor(s) Taina Puumalainen  
CALL AND A TELECOMMUNICATION TERMINAL ARRANGEMENT described in

Check one,  
fill in:  
a) ( )  
b) ( )  
c) ( )

- ☐ a) ( ) the specification filed herewith.  
☐ b) ( ) application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
☐ c) ( ) patent no. \_\_\_\_\_, issued \_\_\_\_\_  
☐ d) non-provisional application, serial number 09/341,817, filed July 19, 1999

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(d). If that person had made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

Insert co-owners,  
if any, and check  
a), b) or c)

NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_  
☐ a) ( ) INDIVIDUAL ☐ b) ( ) SMALL BUSINESS CONCERN ☐ c) ( ) NONPROFIT ORGANIZATION

NAME \_\_\_\_\_  
 ADDRESS \_\_\_\_\_  
☐ a) ( ) INDIVIDUAL ☐ b) ( ) SMALL BUSINESS CONCERN ☐ c) ( ) NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereof, or any patent to which this verified statement is directed.

Insert

NAME \_\_\_\_\_  
 TITLE Help Set Oy  
 ADDRESS \_\_\_\_\_

Sign, date

SIGNATURE Taina Puumalainen DATE 27.07.1999 OK